

EASTERN DISTRICT OF TEXAS

CIVIL ACTION NO. 1:13-CV-733

Defendant.

The court has conducted a *de novo* review of the objections in relation to the pleadings and the applicable law. *See* FED.R.CIV.P. 72(b). As plaintiff's allegations do not demonstrate he is in imminent danger of serious physical injury, and as plaintiff previously had four lawsuits dismissed as frivolous or for failure to state a claim, the magistrate judge correctly concluded plaintiff may not proceed with this lawsuit on an *in forma pauperis* basis.

ORDER

Accordingly, plaintiff's objections are **OVERRULED**. The findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED**. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 12th day of June, 2014.

A handwritten signature in cursive script that reads "Marcia A. Crone". The signature is written in black ink and is positioned above a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE